

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
NEWPORT NEWS DIVISION**

<b>JOHN M. PITMAN, III, <i>et al.</i>,</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>vs.</b>	)	<b>Civil Action No.: 4:16-cv-00179</b>
	)	
<b>XCENTRIC VENTURES, LLC, <i>et al.</i>,</b>	)	
	)	
<b>Defendants.</b>	)	
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**MOTION FOR LEAVE TO AMEND**

Plaintiffs, John M. Pitman (“Pitman”) and Peninsula Plastic Surgery Center, LTD. (“PPS”) (collectively the “Plaintiffs”), by counsel, in accordance with Rule 15(a) of the Federal Rules of Civil Procedure, moves this Court for entry of an order granting it leave to file the Second Amended Complaint attached hereto as **Exhibit A**.

The proposed Second Amended Complaint clarifies the Plaintiffs’ claims by removing the claim for tortious interference, reducing the ad damnum, and removing other claims consistent with the Court’s Opinion and Order dated August 29, 2017. Further reasons and support for the Plaintiffs’ Motion for Leave to Amend are stated in the accompanying memorandum in support. The Defendants do not oppose this Motion or its requested relief.

Respectfully Submitted,

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### **CERTIFICATE OF SERVICE**

I hereby certify that on September 25, 2017, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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